

United States District Court
District of New Hampshire

U.S. DISTRICT COURT
DISTRICT OF N.H.
FILED

2014 AUG 14 A 11:51

ABDULL SHAIKH SHABAZ
Plaintiff

v.

MANCHESTER POLICE DEPT., ET AL,
Defendant(s)

Civil Action No. 1:14-cv-360
(To be provided by Clerk's Office)

TO BE COMPLETED BY PLAINTIFF

(Check One Only)

☒ DEMAND FOR JURY TRIAL

☐ NO JURY TRIAL DEMAND

COMPLAINT UNDER THE CIVIL RIGHTS ACT, 42 U.S.C § 1983

I. Parties

A. Please provide the following information for each plaintiff:

1. Name SHABAZ ABDULL S
(Last) (First) (Initial)

2. Place of Detention HILLSBOROUGH COUNTY DEPT. of CORRECTION

3. Institutional Address 445 WILLOW STREET
MANCHESTER, N.H. 03104

4. Are you incarcerated pursuant to a pretrial detention order or are you a sentenced inmate?

☒ Pretrial Detention Order

☐ Sentenced Inmate

5. Date pretrial detention order was issued or sentence imposed July 5, 2014

COLOR OF LAW (WITH AMENDMENT)

THE MANCHESTER, NEW HAMPSHIRE POLICE DEPARTMENT, HAVE TWO DIFFERENT LAWS, ONE BEING FOR ALL CAUCASIAN AS LONG AS THE VICTIM IS OF THE CAUCASIAN RACE AND WITHOUT FACT, NOR EVIDENCE, THE ARREST OF AFRICA-AMERICAN, WITHOUT JUST CAUSE IS MADE. THE ABUSE OF AUTHORITY BY THOSE WHOM ^{ARE} ~~THE~~ UNDER THE COLOR OF STATE LAW IS UNJUST.

YET UNJUSTICE IS DID DAILY WITHOUT FACT AGAINST AFRICA-AMERICANS. AFRICA-AMERICANS

ARE UNJUSTLY ARRESTED AND IS FORCED INTO SUBMISSION THRU RACIST POLICY THAT ARE PUSHED BY THOSE WITHIN POWER BY THE ADMINISTRATION OF THE CITY AND THOSE IN ADMINISTRATION OF THE CITY OF MANCHESTER POLICE DEPARTMENT.

RACIST AND HIDDEN RACISM, BIAS AND PREJUDICE IS THE LAW THAT IS PRACTICE AGAINST ANY PERSON WHOM IS NOT OF THE CAUCASIAN RACE BY THE CITY OF MANCHESTER, NEW HAMPSHIRE POLICE DEPARTMENT. THE ABUSE OF POWER

IS DID DAILY BY THOSE WHOM ARE WITHIN POWER. THE HATRED OF AFRICA-AMERICANS

AND OTHER RACES OF PEOPLE BY THE MANCHESTER, NEW HAMPSHIRE POLICE DEPARTMENT IS UNJUST BUT IS FERTILIZED.

HATE CRIME 14th amendment

HIDDEN RACISM, Bias and prejudice is openly practice By the Manchester Police Department. CAUCASIANS COMMIT CRIMINAL CRIMES AGAINST - AFRICA-AMERICANS BUT NOT ANY ARREST. August 2013, Plaintiff did Have a YARD Sale AT, 165 W. Hancock Street Manchester, N.H. 03102. Former Tenets, KALVIN AND KORNIA Had Given ME there AIR-CONDITION and the BEEGE CHAIR was Given TO ME By MINISTER: JAVIS, of COMMUNITY MIRACLE Church, 48 PALM STREET, NASHUA, NH. I didnt sell the AIR-CONDITION NOR the CHAIR, I did Place each upon the ENTRANCE to the APARTMENTS. All during the Night and early INTO the NEXT MORNING BOTH the CHAIR ALSO AIR-CONDITION was upon the ~~front~~ ~~front~~ Cheryl MAINTENANCE lady for, FIDK PROPERTIES LLC came TO do MAINTENANCE work. Kenneth Hill stated THAT "Cheryl" REMOVED the CHAIR/ AIR CONDITION. I asked "Cheryl" whom stated she didnt REMOVE EITHER. May 2014, I SEEN my CHAIR ~~upon~~, KENNETH HILL, BACK ~~port~~, and TAKEN my CHAIR and PLACED IT upon the front ~~port~~, KENNETH HILL, DID call the MANCHESTER POLICE DEPARTMENT, AND the OFFICERS stated He RECEIVED A TELEPHONE CALL, THAT I Had THREATEN, KENNETH HILL, with my WALKING STICK. THE NEXT DAY, KENNETH HILL then PLACED my stolen, AIR-CONDITION WITHIN his window.

Allegation 2:

COLOR OF LAW (14) ADAMENDMENT

Supporting Facts: MANCHESTER, NEW HAMPSHIRE POLICE DEPARTMENT, WITHOUT FACTS NOR EVIDENCE AND BASED UPON A FALSE REPORT FILED BY KENNETH GILL AND HIS HOMELESS LADY FRIEND. IN JULY 21, 2014 DID ARREST THE PLAINTIFF ABDUL SHAKH SHABAZ AS HE SAT WITHIN THE GARDEN LOCATED AT 415 2ND STREET MANCHESTER, N.H. 03102. THIS VIOLATION OF THE PLAINTIFFS CIVIL RIGHTS IS BASED UPON HIDDEN RACISM, BIAS AND PREJUDICE THAT IS THE POLICY OF THE, MANCHESTER POLICE DEPARTMENT.

Allegation 3:

"HATE" CRIME (14) ADAMENDMENT

Supporting Facts: KENNETH GILL, A MEMBER OF THE "SON OF AMERICA" MOTORCYCLE CLUB. DO PRACTICE HATECRIME AGAINST, AFRICA-AMERICA AND FEMMES OF THE, CAUCASIAN RACE WHOSE DO HAVE RELATIONSHIP WITH, AFRICA-AMERICANS OR ANY RACE OTHER THAN CAUCASIAN. RACISM AND HATE IS WHAT THE RACIST, KENNETH GILL, DO PRACTICE, BUT DO TO THE PLAINTIFFS BEING OF THE, AFRICA-AMERICA RACE. THE MANCHESTER, NEW HAMPSHIRE POLICE DEPARTMENT, REFUSE TO INVESTIGATE.

(If more space is needed to explain any allegation or to list additional facts, attach additional pages)

III. Relief PLAINTIFF ABDUL SHAKH SHABAZ SEEKS \$300,000.00

You must request specific relief in your Complaint. State briefly exactly what you want the court to do for you (attach additional pages if necessary):

PLAINTIFF ABDUL SHAKH SHABAZ, THRU FALSE ARREST AND PAIN AND SUFFERING SEEKS \$300,000.00 FOR COMPENSATION AND PUNITIVE DAMAGES. AND THE OFFICERS INVOLVED WITHIN THE FILING OF THE FALSE CHARGES LEADING TO THE ARREST OF THE PLAINTIFF BE TERMINATED FROM EMPLOYMENT.

Date: AUG 5, 2014

Signature of Plaintiff

State of New Hampshire]
County of Hillsborough] ss

_____, being first duly sworn, upon oath, presents that (s)he has read and subscribed to the foregoing complaint, and states that the information contained therein is true and correct.

Subscribed and sworn before me this _____ day of _____, 20__..

Notary Public/Justice of the Peace

OR

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING INFORMATION IS TRUE AND CORRECT.

August 5, 2014
DATE

[Signature]
SIGNATURE

JURY TRIAL DEMAND

I demand a jury trial for all claims for which a jury trial is allowed.

YES (☒) NO (☐)
(check one only)

Date: Aug 5, 2014

[Signature]
Signature of Plaintiff

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS ABDULL SHAKH, SHABAZDEFENDANTS MANCHESTER POLICE DEPT., ET AL.
U.S. DISTRICT COURT
DISTRICT OF N.H.
FILED(b) County of Residence of First Listed Plaintiff Hills Brough
(EXCEPT IN U.S. PLAINTIFF CASES)County of Residence of First Listed Defendant Hills Brough
(IN U.S. PLAINTIFF CASES ONLY)2014 AUG 14 AL 11:50 AM
NOTE: IN ALL NON-CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

(c) Attorneys (Firm Name, Address, and Telephone Number)

Attorneys (If Known) Hills Brough County Attorneys

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☒ 3 Federal Question
(U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant
- ☐ 4 Diversity
(Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|---------------------------------------|---------------------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input checked="" type="checkbox"/> 1 | <input checked="" type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input checked="" type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input checked="" type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	<input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act	<input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609
				<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

HATE CRIME AND COLOR OF LAW

Brief description of cause:

ARRESTED DUE TO RACE.

VII. REQUESTED IN COMPLAINT:

☒ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.DEMAND \$ 300,000.00 CHECK YES only if demanded in complaint:
JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE